IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 7574 of 1996

Between:

S.P. Nagaraju S/o S. Pandurangaiah
Aged 31 years, Junior Assistant,

Sri Malayala Swamy Oriental College, Proddatur,

Cuddapah District.

..... PETITIONER

AND

1. The Commissioner of Collegiate Education
   Andhra Pradesh, Hyderabad

2. The Correspondent, Sri Malayala Swamy Oriental College
   Proddatur, Cuddapah District.

3. The Principal, Sri Malayala Swamy Oriental College
   Proddatur, Cuddapah District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of mandamus declaring the appointment of the petitioner as Junior Assistant in the 2nd respondent College is deemed to be approved as per Rules and also declare the action of the respondents in not paying the salaries to the petitioner in the cadre of Junior Assistant from the date of his appointment as illegal, improper and arbitrary and further declare that the petitioner is entitled to all

consequential benefits in view of deemed approval of his appointment as Junior Asst. w.e.f. 29-9-1993

Counsel for the Petitioner: MR.P.GANGAIAH NAIDU

Counsel for the Respondent No.1: GP FOR HIGHER EDUCATION

Counsel for the Respondents 2 ad 3: NONE APPEARED.

The Court made the following:

O R D E R:

This writ petition is filed seeking a mandamus declaring the appointment of the petitioner as Junior Assistant in the second respondent-college as deemed to have been approved as per rules and also declare the action of the respondents in not paying the salary to the petitioner in the cadre of Junior Assistant from the date of his appointment, as illegal, improper and arbitrary with a consequential direction thereto.

Though no counter-affidavit has been filed on behalf of the respondents, the learned Government Pleader for Higher Education placed certain records showing that the post (Junior Assistant) held by the petitioner has already been admitted to grant-in-aid w.e.f. 10-04-1996.

The learned counsel for the petitioner submits that by recording the same, the writ petition may be closed.

Recording the same, the writ petition is closed. No order as to costs.

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09-12-2004.

Lrkm.

To

1. The Commissioner of Collegiate Education
   Andhra Pradesh, Hyderabad
2. 2 CCs to the Government Pleader of High Education, High Court

Buildings, High Court of A.P., Hyderabad (O.U.T).

3. 2CD copies